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WASHINGTON, D.C. 20505

Executive Registry
75-187/A

OGC 75-0175

20 JAN 1975

The Honorable Henry A. Kissinger
Assistant to the President for
National Security Affairs
Executive Office of the President
The White House
Washington, D. C. 20500

Dear Henry:

In response to your request of January 13, 1975, asking for the statutory or other authorities governing intelligence activities, attached is a copy of "Guide to Central Intelligence Agency Statutes and Laws" which was prepared by the General Counsel, CIA. It is useful in identifying statutes and Executive orders which have a relationship to the Agency.

I have also attached a binder containing the current intelligence directives, including both the National Security Council Intelligence Directives and the Director of Central Intelligence Directives. There is on file within the National Security Council Secretariat a copy of these intelligence directives, but this copy is furnished so that your files are current and in direct response to your letter.

There is also attached a copy of Public Law 93-559, dated December 30, 1974, of which Section 662 at page 10 requires the President's determination that certain activities of the Central Intelligence Agency are important to the national security of the United States.

Sincerely,

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/s/ Bill

W. E. Colby
Director

OGC: JKG: arr (20 Jan 75)
Orig - Adse
1 - DCI
1 - DDCI
✓1 - ER via Exec. Secty.
1 - D/DCI/IC
1 - USIB Secty.
1 - OLC
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AMERICAN REVOLUTION BICENTENNIAL 1776-1976

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Public Law 93-559
93rd Congress, S. 3394
December 30, 1974

An Act

88 STAT. 1795

To amend the Foreign Assistance Act of 1961, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Foreign Assistance Act of 1974".

Foreign Assistance Act of 1974.
22 USC 2151 note.

FOOD AND NUTRITION

SEC. 2. Section 103 of the Foreign Assistance Act of 1961 is amended— 22 USC 2151a.

(1) by inserting the subsection designation "(a)" immediately before "In";

(2) by striking out "$291,000,000 for each of the fiscal years 1974 and 1975" and inserting in lieu thereof "$291,000,000 for the fiscal year 1974, and $500,000,000 for the fiscal year 1975"; and

(3) by adding at the end thereof the following:

"(b) The Congress finds that, due to rising world food, fertilizer, and petroleum costs, human suffering and deprivation are growing in the poorest and most slowly developing countries. The greatest potential for significantly expanding world food production at relatively low cost lies in increasing the productivity of small farmers who constitute a majority of the nearly one billion people living in those countries. Increasing the emphasis on rural development and expanded food production in the poorest nations of the developing world is a matter of social justice as well as an important factor in slowing the rate of inflation in the industrialized countries. In the allocation of funds under this section, special attention should be given to increasing agricultural production in the countries with per capita incomes under $300 a year and which are the most severely affected by sharp increases in worldwide commodity prices."

CEILING ON FERTILIZERS TO SOUTH VIETNAM

SEC. 3. (a) None of the moneys made available under the Foreign Assistance Act of 1961 or the Foreign Assistance Act of 1974 may be used, beginning on the date of enactment of this section, during fiscal year 1975 to procure agricultural fertilizers for, or to provide such fertilizers to, South Vietnam. 22 USC 2175a. 22 USC 2151 note. Supra.

(b) During each fiscal year after fiscal year 1975, of the total amount obligated or expended for such fiscal year under the Foreign Assistance Act of 1961 to procure agricultural fertilizers for, or to provide such fertilizers to, foreign countries, not more than one-third of such amount may be obligated or expended to procure such fertilizers for, or provide such fertilizers to, South Vietnam.

POPULATION PLANNING

SEC. 4. The Foreign Assistance Act of 1961 is amended as follows:

(1) In section 104, strike out "$145,000,000 for each of the fiscal years 1974 and 1975" and insert in lieu thereof "$145,000,000 for the fiscal year 1974, and $165,000,000 for the fiscal year 1975". 22 USC 2151b.

(2) In section 292, strike out "$130,000,000" and insert in lieu thereof "$150,000,000". 22 USC 2219a.

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GUIDE TO
CENTRAL INTELLIGENCE AGENCY
STATUTES AND LAW

SEPTEMBER 1970

Office of General Counsel
Central Intelligence Agency

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PREFACE

The *Guide to Central Intelligence Agency Statutes and Law* is a successor publication to our earlier *Text and Explanation of Statutes and Executive Orders Relating Specifically to the Central Intelligence Agency*. In arrangement, it is modeled in part on *Text and Explanation*, in that it consists of the texts (or excerpts from the texts) of statutes and executive orders having special significance to CIA and includes some historical and legal comments and annotations concerning those statutes and executive orders. But also included are digests or summaries of all court cases involving the three basic CIA statutes, several other court decisions significant to CIA and all Comptroller General decisions and several government regulations having specific application to CIA. A number of basic policy decisions also are indicated in certain Footnotes. The new name of the publication therefore seems more appropriate.

The *Guide* is arranged as follows:

PART I, excerpts from the National Security Act of 1947;

PART II, the CIA Act of 1949;

PART III, the Executive Order which established the National Security Medal;

PART IV, the Executive Order which established the President's Foreign Intelligence Advisory Board;

PART V, the CIA Retirement Act of 1964 for Certain Employees;

PART VI, excerpts from other statutes;

PART VII, excerpts from other executive orders;

PART VIII, Comptroller General decisions concerning CIA.

The five statutes and executive orders comprising PARTS I through V are presented in chronological order, and the materials within the other PARTS also are assembled on that basis. Thus, a time picture of successive legislative and other legal actions concerning CIA is presented.

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A difference in the arrangement of the materials should be noted. In PARTS I, II, IV and V, the text is the language of the indicated statute or executive order, with background information and explanation, and legal history and legal opinion, included only in Footnotes. Much of the material in the other PARTS consists of narrative comment concerning the statute or executive order involved, including certain statutes and executive orders which specifically exempt CIA, with Footnotes used mainly for purposes of citation. Note also that in PARTS I, II and V, and with respect to several statutes in PART VI, the Footnotes appear following the text of the statutes. In the other PARTS they appear on the same page as do the words to which they are keyed.

Except in the case of section 3 of the CIA Act of 1949, and the entire CIA Retirement Act of 1964, for which there are Footnotes of explanation, the statute texts herein are those of the indicated statutes as now existing in codified form in the current United States Code Annotated, that is, the Code Annotated and the current Cumulative Annual Pocket Part. Thus, for example, this reprint of section 101(a) of the National Security Act of 1947, as amended, is in the language of that section as it is codified at Title 50, section 402(a), of the Code Annotated. The United States Code Annotated is used because it is brought up to date more frequently than is the United States Code and because it probably is more readily available to more people.

Citations to all amendments and repeals appear in the Footnotes. Citations to the United States Code Annotated are set out in the page margin for certain statute sections. A statute cited in more than one Footnote in PARTS I and II is cited in the first instance to the statute at large, the public law and the date of enactment. In subsequent Footnotes in the same PART, the citation includes a parenthetical reference to the Footnote in which it first appeared. A number of Footnotes in PART V refer to statutes which are cited in full at the heading of page 73. The parenthetical citations appearing at the top of the first page of PART I and on various pages in PART VI include references to amendments which are applicable to CIA. Certain statutes herein have been amended by amendments which do not concern CIA and those amendments are not included.

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The *Guide* is for the use of lawyers and non-lawyers, and some of the resulting problems are apparent. Annotations to repealed and amended legislation are included in more detail than many non-lawyers will find useful. Some of the comments in this PREFACE concerning statutes and codifications perhaps are not necessary for lawyers and certain other users. The use of legal terminology is minimized but is not eliminated. In any event, it is our hope that the *Guide* will serve as a useful, informative and accurate reference to CIA law, past and present.

It is intended to keep the *Guide* current, by issuing new pages as legislation or decisions appear, and to make corrections, clarifications and other changes. Sheets transmitting new pages are to be filed in PART IX. By checking his transmittal sheets, which are to be numbered and dated, the user can determine that his copy is current. Transmittal sheets also will describe or identify the nature of the changes in law or the *Guide* which the new pages involve.

We would welcome suggestions to improve the *Guide*, and we request that any errors or omissions or need for clarifications be brought to our attention. Suggestions and comments should be addressed to [redacted] Associate General Counsel, who has had primary responsibility for devising and preparing the *Guide*. Users should destroy their copies of *Text and Explanation of Statutes and Executive Orders Relating Specifically to the Central Intelligence Agency.*

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[redacted]

LAWRENCE R. HOUSTON
General Counsel
Central Intelligence Agency

February 1971

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